

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

BRIAN K. WHITE,

Plaintiff, : ORDER  
: 22 Civ. 2205

-v.-

DISTROKID, et al.,

Defendants. :

**GABRIEL W. GORENSTEIN, UNITED STATES MAGISTRATE JUDGE**

Plaintiff purported to file a motion to amend on September 22, 2023 (one day after the deadline provided in Docket # 55). That motion was rejected by the Clerk's Office on October 6, 2023, as improperly filed. Inexplicably, plaintiff has not refiled the motion.

The Court issues this order to give plaintiff one final chance to file a motion to amend. By October 20, 2023, (a) the plaintiff shall file any motion to amend the complaint, and (b) the defendants shall file any motion to amend their answers to add cross-claims. If defendants seek to file any counterclaim, any motion to amend the answer to include a counterclaim shall be filed as follows: (1) if plaintiff timely files a motion to amend, within 21 days the disposition of that motion to amend; or (2) if plaintiff does not timely file a motion to amend, on or before November 13, 2023,

The deadlines in Docket # 55 otherwise remain in effect.

Dated: New York, New York  
October 13, 2023

SO ORDERED:

  
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GABRIEL W. GORENSTEIN  
United States Magistrate Judge